



General Assembly

January Session, 2013

Raised Bill No. 6664

LCO No. 4630



Referred to Committee on JUDICIARY

Introduced by:
(JUD)

AN ACT CONCERNING RESTRAINING ORDERS.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Subsection (a) of section 46b-15 of the general statutes is
2 repealed and the following is substituted in lieu thereof (*Effective*
3 *October 1, 2013*):

4 (a) Any of the following family or household members or victims
5 may make an application to the Superior Court for relief under this
6 section: (1) Any family or household member, as defined in section
7 46b-38a, who has been subjected to a continuous threat of present
8 physical pain or physical injury, stalking or a pattern of threatening,
9 including, but not limited to, a pattern of threatening, as described in
10 section 53a-62, by another family or household member; [may make an
11 application to the Superior Court for relief under this section] (2) any
12 victim of stalking pursuant to section 53a-181c, 53a-181d or 53a-181e;
13 or (3) any victim of sexual assault pursuant to section 53a-70, 53a-70a,
14 53a-71, 53a-72a, 53a-72b or 53a-73a.

15 Sec. 2. Subparagraph (I) of subdivision (7) of subsection (b) of

16 section 54-203 of the general statutes is repealed and the following is
17 substituted in lieu thereof (*Effective October 1, 2013*):

18 (I) Subject to the provisions of section 46b-15, as amended by this
19 act, (i) the victim of assault by a spouse or former spouse, family or
20 household member has the right to request the arrest of the offender,
21 request a protective order and apply for a restraining order, (ii) the
22 victim of stalking or a pattern of threatening by such spouse, family or
23 household member has the right to apply for a restraining order, and
24 (iii) any other victim of stalking or sexual assault has the right to apply
25 for a restraining order with respect to the offender;

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2013</i>	46b-15(a)
Sec. 2	<i>October 1, 2013</i>	54-203(b)(7)(I)

Section 1	<i>October 1, 2013</i>	46b-15(a)
Sec. 2	<i>October 1, 2013</i>	54-203(b)(7)(I)

Statement of Purpose:

To permit victims of stalking or sexual assault who are not family or household members of the offender to apply for and obtain a civil restraining order.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]